



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:
Kristopher T. Kohl

Serial No.: 09/658,907

Filed: September 11, 2000

For: "Closed Loop Additive Injection
and Monitoring System for
Oilfield Operations"

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Group Art Unit:

Examiner:

Attorney Docket: 194-13026-CIP

**AMENDMENT, PETITION AND FEE TO CORRECT AND
ADD TO ORIGINAL NAMED INVENTORS**

Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sirs:

1. This amendment and petition is to correct the original naming of inventors under 37 CFR 1.48(a).
2. Please add the following previously unnamed person as an inventor to this application: **C. MITCH MEANS.**
3. Attached are the following documents filed in connection with this petition:
 - a. A statement of facts verified by the added inventor establishing when the error without deceptive intention was discovered and how it occurred and the diligence with which this petition is being made with respect to these facts;
 - b. A declaration of the actual inventors as required by 37 CFR 1.63;
 - c. Assignment with attached PTO-1595; and
 - d. Written assent of the assignee.

4. The Commissioner is authorized to charge \$130.00 to cover the fee under 37 CFR 1.17(h) or (i) as required. Additionally, the Commissioner is authorized to charge any deficiency or credit over payment in fees associated with this communication to Deposit Account No. 02-0429 (194-13026-US-CIP)

Date: May 14, 2001

Respectfully submitted,



Gene L. Tyler
Registration No. 35,395
Madan, Mossman & Sriram P.C.
2603 Augusta, Suite 700
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Telephone: 713/266-1130
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EXPRESS MAIL CERTIFICATE

I do hereby certify that this paper, along with any papers referred to as being attached or enclosed is being deposited with the United States Postal Service, Express Mail Label No. EL695656820US, service under 37 CFR 1.10 on May 14, 2001, addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C.



Beth Pearson-Naul




2. Mr. Kristopher T. Kohl was an employee of Baker Hughes Inc. (BHI) during the time the invention was made and has irrevocably assigned to BHI his entire worldwide right, title and interest in the invention thereby establishing BHI's proprietary interest in the invention. See **Exhibit A** which is a photocopy of the Declaration and Power of Attorney for the Parent Case, Ser. No. 09/218,067.
3. At the request of BHI and Mr. Means, the firm of Madan, Mossman & Sriram ("the Firm") was asked to prepare a CIP patent application based upon the Parent Case, Ser. No. 09/218,067 and additional information and developments supplied by Mr. Means.
4. The Firm prepared a CIP application, which was filed on September 11, 2000.
5. I, the undersigned attorney with the Firm, was assigned the task of preparing the above-identified CIP application, which, to protect the interests of BHI, was filed without the signatures of the inventors, Mr. Kohl and Mr. Means.
6. Upon receipt of a Notice of Missing Parts from the Patent and Trademark Office, Ms. Penny Pfeffer with BHI was requested to have Mr. Kohl and Mr. Means execute the declaration and power of attorney.

7. Mr. Means executed the documents which were then forwarded by Ms. Pfeffer to Mr. Kohl's Houston address. The documents were later returned as undeliverable and not picked up.
8. I contacted Mr. Kohl by phone at his place of employment on March 30, 2001. Mr. Kohl agreed that he would execute the declaration and power of attorney for the present case at that time, provided he was sent the documents. He also asked that he be contacted at his cell phone number, (713) 412-1201.
9. I contacted Ms. Pfeffer and she sent informed me that she had sent the declaration and power of attorney for the present case to Mr. Kohl according to his instructions.
10. I contacted Mr. Kohl at about 10:00 a.m. this morning at his cell phone number and asked him about the documents, informing him that today was the last day to file the declaration and power of attorney for the present application. He acknowledged that he had received the documents and that it was his intent to sign, but that he had not be able to sign because he had no access to a notary. I informed him that I needed to check the rules and I would call him right back. I determine that a notary would not be necessary and called him back shortly after the first call. There was no answer and I left a message asking Mr. Kohl to call me as soon as possible.

11. It is now 3:00 pm on this last day to file missing parts and Mr. Kohl has neither returned my call nor answered his cell phone on any of the half dozen calls made periodically since my first call this morning. It can only be concluded that Mr. Kohl has no intent to provide the required declaration and power of attorney for the present case prior to the abandonment date.
12. In order to protect the interests of BHI, it is necessary that the application be filed without the signature of the inventor, Mr. Kohl. The Applicant petitions the Examiner to declare co-inventor Kristopher T. Kohl unavailable and allow the present application to proceed to prosecution.

A fee of \$ 130.00 is believed to be due for this petition. The Commissioner is hereby authorized to charge this fee and any deficiency to **Deposit Account 02-0429 (194-13026-CIP)**.

Respectfully submitted,


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May 14, 2001